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OFFICE OF PETITIONS

In re Application of :
Vincenzo Tomarchio, et. al. :
Application No. 09/887,887 : ON PETITION
Filed: June 22, 2001 :
Attorney Docket No. CM2385 :
:

This is a decision on the petition under 37 CFR 1.137(b), filed by facsimile transmission on May 30, 2006, to revive the above-identified application.

The application became abandoned for failure to respond to the non-final Office action mailed February 10, 2003. A Notice of Abandonment was mailed on September 22, 2003.

Since \$1,500 is needed for treatment of the instant petition, that fee has been charged to petitioner's deposit account, as authorized in the petition filed on January 20, 2004.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an amendment; (2) the petition fee of \$1,500; and (3) an adequate statement of unintentional delay. Therefore, the petition is **GRANTED**.

The application file is being referred to Technology Center Art Unit 1771, for review of the amendment filed on January 20, 2004.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3226.

Andrea Smith
Petitions Examiner
Office of Petitions